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BY ECF

Hon. John Gleeson  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, NY 11201

Re: United States v. Dominic Caramonica, et al.  
11 Cr 26 (JG)

Dear Judge Gleeson:

As you know, I am the attorney for defendant Dominic Caramonica. Mr. Caramonica is charged in Counts Four and Five of the Indictment with extortion conspiracy and extortion - both related to a John Doe #2. He is not charged in any other count of the Indictment, including the RICO conspiracy count. The only motion that I have to make on behalf of Mr. Caramonica is a motion to sever his case him from his co-defendants who are all charged under the RICO statute.

By this letter, I am respectfully asking Your Honor for permission to file this motion after the government has filed its pre-trial motion seeking to admit additional evidence at trial in furtherance of the racketeering charge and/or pursuant to Rule 404(b). I will be in the best position to argue the *bona fides* or need for the severance from the RICO

defendants after the government has filed this motion.

Respectfully yours,

/JRF/

James R. Froccaro, Jr.

JRF:tp